

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Docket No. 04-10949-NMG

\_\_\_\_\_  
ALICE KIEFT,  
Plaintiff

v.

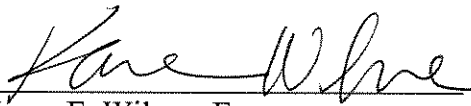
\_\_\_\_\_  
AMERICAN EXPRESS COMPANY,  
ET AL.,  
Defendants  
\_\_\_\_\_

**CERTIFICATION OF DEFENDANT  
AMERICAN EXPRESS COMPANY PURSUANT TO LR 16.1(D)(3)**

Defendants American Express Company, American Express Company Long Term Disability Plan, and American Express Company Life Insurance Plan ("American Express") by its attorney and an authorized representative, hereby certify as follows:

1. Defendant and its counsel have conferred with a view to establishing a budget for the costs of conducting the full course and various alternative courses of this litigation.

2. Defendant and its counsel have conferred to consider the resolution of this litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

  
Karen E. Wilson, Esq.  
Litigation Counsel  
American Express Financial Advisors  
50587 Axt Financial Center  
Minneapolis, MA 55474

/s/Constance M. McGrane

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